

News Release

U.S. Department of Justice

*United States Attorney
Northern District of Ohio*

Gregory A. White
United States Attorney

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John M. Siegel
Assistant U.S. Attorney
(216) 622-3820

Gregory A. White, United States Attorney for the Northern District of Ohio, announced today that Lyn V. Bates was arrested on a four-count indictment charging him with attempted income tax evasion and failure to file income tax returns. The indictment was returned by a federal grand jury on April 11, 2007, and was unsealed upon his arrest this morning. Bates was arraigned before Magistrate Judge James Gallas, in Akron, who ordered Bates to be released on \$100,000 twenty-percent bond (requiring a cash deposit to the court of \$20,000). The case has been assigned to United States District Judge Ann Aldrich. According to court records, Bates resides at 2640 Brentwood Road, N.W., Canton, Ohio.

The indictment charges that Bates willfully attempted to evade his 1999 income taxes by filing a false and fraudulent joint income tax return which reported taxable income of \$0 and income taxes owing of \$0, when he and his wife actually had joint taxable income of approximately \$151,202, upon which there was income tax owing to the United States of approximately \$44,262. The indictment further charges that Bates willfully failed to file income tax returns for the years 2000 through 2002, which he was required to file by virtue of the fact that he and his wife had joint gross income of \$456,997 in 2000, \$411,858 in 2001, and \$410,544 in 2002.

If convicted, the defendant's sentence will be determined by the Court after review of factors unique to this case, including the defendant's prior criminal record, if any, the defendant's role in the offense and the characteristics of the violation. In all cases the sentence will not exceed the statutory maximum and in most cases it will be less than the maximum.

The government's case is being prosecuted by Assistant United States Attorney John M. Siegel, following a grand jury investigation conducted with the assistance of the Internal

Revenue Service, Criminal Investigation Division, Akron, Ohio.

An indictment is only a charge and is not evidence of guilt. A defendant is entitled to a fair trial in which it will be the government's burden to prove guilt beyond a reasonable doubt.

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